



VILLAGE OF KEY BISCAINE

Office of the Village Manager

Village Council

Robert Oldakowski, *Mayor*
Jorge E. Mendia, *Vice Mayor*
Martha Fdez-León Broucek

Carol Diaz-Castro

Mortimer Fried

James L. Peters

Robert L. Vernon

Village Manager

Jacqueline R. Menendez

DT: August 19, 2003

TO: Honorable Mayor and Members of the Village Council

FR:  Jacqueline R. Menendez, Village Manager

RE: Amendments 9-12 to Our Agreement with James A. Cummings

RECOMMENDATION

It is recommended that the Council approve the attached Resolution which amends our Agreement with James A. Cummings, Inc. The resolution includes four (4) amendments to our Agreement which provides additional funding for the Civic Center Project.

EXPLANATION

Amendment 9: This amendment requests an increase in funding (\$232,893) for construction work that occurred in the Fire Rescue Station, Council Chamber, Chamber of Commerce, and the Village Hall and Police Station. This work is considered as adding value to the project. The work was not part of our Agreement with James A. Cummings; but, was determined to be necessary by the design and construction team. As indicated in the attached June 23, 2003 letter, the work was approved by the Project Manager, the Florida Department of Management Services. Subsequent review by Skyline Management Group also confirms this recommendation. The work was also approved by each of the architects. The attached spreadsheet provides an explanation of the work in summary form. Additional attachments provide a detailed explanation of the work.

Amendment 10: This amendment requests an increase in funding (\$40,043) for proposed changes to the construction documents and specification, and is recommended for approval by Skyline Management Group; **R-01C (\$31,297)** - proposal to provide additional materials and equipment for the installation of a 4" protective mudslab below the mat foundation. This will assure an improved moisture protection for the parking level slab.

R-02C (\$1,229) - proposal to provide a "severe atmospheric condition package" to the wheel chair lift located on the exterior of the building at the pool area deck. The use of this package will increase the life of the equipment.

R-03C (\$7,592) - proposal to provide additional materials and design modifications to increase the gymnasium ceiling height from 24' to 25'. This ceiling height will meet athletic guidelines.

Amendment 11: This amendment requests an increase in funding (\$56,265) for additional site work, and is recommended for approval by Skyline Management Group;

R-04C (\$56,265) - additional work for redriving the existing sheet pilings located on the North, South, East, and West perimeter of the site excavation an additional 42" into the ground. This was done in accordance with the environmental consultant's recommendation for the site de-watering program.

Amendment 12: This amendment requests an increase in funding (\$85,000) for proposed changes to the site recharge system, and is recommended for approval by Skyline Management Group;

R-05C (not to exceed allowance \$85,000) - proposal to provide additional materials and equipment to complete the revised recharge system, as recommended by the environmental consultant.

RESOLUTION NO. 2003-

A CAPITAL PROJECT AUTHORIZING RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, CONCERNING THE VILLAGE OF KEY BISCAYNE CIVIC CENTER PROJECT; RECONCILING CONTINGENCY ITEMS AND CONSTRUCTION BUDGET ITEMS OF THE PROJECT; AUTHORIZING CONSTRUCTION WORK ITEMS AND EQUIPMENT PURCHASE ITEMS DESCRIBED HEREIN; AUTHORIZING AMENDMENTS NO. 9, 10, 11 AND 12 TO AGREEMENT BETWEEN OWNER AND CONSTRUCTION MANAGER CONCERNING ITEMS DESCRIBED HEREIN; PROVIDING FOR SPECIFICATION OF FUNDS AND AUTHORIZING EXPENDITURES FOR ITEMS DESCRIBED HEREIN; PROVIDING FOR EFFECTIVE DATE.

WHEREAS, pursuant to Section 3.07(b) of the Village Charter, the Village Council desires to authorize the expenditure of Village funds for construction work items and equipment purchase items for the Village's Civic Center Project (the "Project") as described in the Village Manager's Memorandum, marked as Exhibit "A" and attached hereto; and

WHEREAS, the Village Council desires to reconcile contingency and Project construction budget items for equipment purchases and for construction activities of the Project; and

WHEREAS, it is necessary to amend the Agreement between the Village and Construction Manager to implement expenditures for the work authorized herein; and

WHEREAS, the Village Council finds that it is in the best interest of the Village to proceed as indicated in this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. That each of the recitals stated above is hereby adopted and confirmed.

Section 2. Work Authorized, Specification Of Funds.

- A. That the construction activities and purchase of equipment for the items described in Exhibit "A", attached hereto, are each hereby approved and authorized. The general fund shall reimburse the Project budget for any funds which were previously expended for items indicated as general fund items pursuant to Exhibit "A."
- B. That the fund amount and source for each of the work items are hereby authorized and approved as described in Exhibit "A."

Section 3. Amendments To Agreement Approved. That Amendments No. 9, 10, 11 and 12 to the Agreement between Village and Construction Manager, in substantially the form attached hereto, are hereby approved and the Village Manager and Village Clerk are hereby authorized, in their respective capacities, to execute the Amendments to Agreement on behalf of the Village, once approved as to legal form and sufficiency by the Village Attorney.

Section 4. Implementation. That the Village Manager is hereby authorized to take any and all action necessary to implement the purposes of this Resolution and the Amendments to Agreement.

Section 5. Effective Date. That this resolution shall become effective upon its adoption. PASSED AND ADOPTED this____ day of _____, 2003.

MAYOR ROBERT OLDAKOWSKI

ATTEST:

CONCHITA H. ALVAREZ, CMC, VILLAGE CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

VILLAGE ATTORNEY

F:\103001\Resolutions\authorizing work items and equipment purchases



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EXHIBIT "A"

| AMENDMENT 9: EXPLANATION OF VALUE ADDED WORK | | | | COST OF WORK BY LOCATION | |
|--|--|--|------------|---|------------|
| GMP SCOPE CHANGES | | | | | |
| Number | Building | Description of the Work and Why it Was Required | Amount | Location | Cost |
| R-03F | Fire Exterior | Additional exterior light fixtures were added for safety reasons. | 888 | Council Chamber | 20,177 |
| R-11F | Council Chamber | Additional electrical outlets in floor for presentations | 2,423 | Mayor and Elected Officials Offices/Chamber of Commerce | 46,143 |
| R-13F | Fire Exterior | Re-locate air handler equipment from attic into interior due to change in roof design by architect. Change in GMP plans from permit set by architect. | 22,413 | Village Hall: Administrative Offices | 12,297 |
| R-20F | Council Chamber | Add 10 inch wood platform in Council Chamber. This results in better viewing of the Council dais by improving | 6,530 | Village Hall: Police Department | 15,934 |
| R-22F | Council Chamber | Change knee wall and soffits. | 916 | Village Hall: Exterior Building | 30,830 |
| R-27F | Fire Exterior | Add architectural lookouts to Trusses. Architect directed for consistency in design. | 4,580 | Fire Rescue Station: Interior | 74,901 |
| R-30P | Fire Interior | Increase in allowance for appliances. The GMP referred to residential appliances and commercial grade is | 5,500 | Fire Rescue Station: Exterior Bldg. | 32,611 |
| R-31F | Fire Interior | Installation of commercial kitchen hood per code. The GMP provided for residential hoods. | 19,435 | Total | \$ 232,893 |
| R-32F | Fire Interior | Add chair rail and continuous wall covering for scuff resistant surfaces (Vinyl wall and continuous wall bumpers) | 2,482 | | |
| R-33F | Fire Interior | Add wall/outlets to permit the room to function as an EEOC | 1,571 | | |
| R-64F | Council Chamber | Add mullions to Council Chamber windows. Original plans did not provide for mullions which is not consistent with all the other windows in the Fire Station, Village Hall/Police Station or Community Center. | 4,202 | | |
| R-66F | Fire Exterior | Add conduit/wire to connect communication with antennas on tower | 4,750 | | |
| R-79F | Council Chamber | The plans provided for 10 seats (7 Council, Village Manager, Village Clerk and Village Attorney) with a gap in the dais. The gap provided a means to exit the dais. When constructed, the dais could only fit 9 seats. The gap provided for an extension of the dais for one additional seat. This required steps to be constructed near the Village Manager's seat to exit the dais as the gap was filled in by an extension to the dais. | 4,535 | | |
| R-108F | Fire Interior | Dormitory furniture was purchased through the contingency account when it should have been funded separately. | 37,420 | | |
| R-10P | Village Hall/Police Bldg. | Exterior light fixtures appeared on architectural plans but not on electrical drawings and were not included in the GMP bid for number of fixtures. | 3,647 | | |
| R-14P | Police | Added cabinets in the Police break room. | 839 | | |
| R-16P | Village Hall Admin. | 4 Workstation Permit Counter (BZP Dept.) was purchased through the contingency account when it should have been funded separately. There was no budget for this in the GMP. This was originally planned as a furniture purchase but it was less costly to build as opposed to buying it as furniture. At the time we did not have a furniture budget. When the Council approved one, the workstation was built and installed. | 12,297 | | |
| R-20P | Village Hall/Police | Add 8 light fixtures on roof parapet for safety. | 4,885 | | |
| R-30P | Village Hall/Police | Enclose roof ceilings in juvenile detention rooms for security purposes. This work was not on the original plans. | 3,318 | | |
| R-34P | Village Hall/Police | Add impact resistant glass in prisoner processing area and Police Officer Workstation Room. This work was not on | 1,800 | | |
| R-45P | Village Hall/Police Building | Original plans called for a concrete ceiling in front of the building over the breezeway with electrical fixtures. After it was constructed, the light fixtures could not be installed. As such, a smooth stucco drop ceiling had to be constructed. | 22,298 | | |
| R-100P | Police | Add bullet proof glass to exterior windows facing courtyard in the Dispatch room. This work was not included in the original plans. | 1,852 | | |
| R-101P | Police | Add bullet proof materials in counter top to interior in the Dispatch Desk. This work was not included in the original plans. | 837 | | |
| R-117P | Police | Add bullet proof window with slide drawer at the Dispatch Desk. This work was not included in the original plans. | 7,188 | | |
| RCO | Fire | Change asphalt surface to concrete in parking lot. Original plans called for asphalt. Staff was concerned the weight of the emergency vehicles would damage the surface. | 10,064 | | |
| RCO | Council Office and Chamber of Commerce | Chamber of Commerce originally located on 2nd floor. There were no plans for a Mayor or Council Offices. Council directs that the Chamber of Commerce be located on the first floor and the Mayor and Council Offices be located in the Council Chamber space on the second floor. Construction work of the original spaces was nearly complete. | 46,143 | | |
| TOTAL | TOTAL | | \$ 232,893 | | |

PROVIDED

TO YOU

WITH THE

AUGUST 26, 2003

ZONING MEETING

AGENDA